

## REGISTER OF CLASSIFICATION DECISIONS

**Title of Publication:** 36

**Other Known Title:** Not Stated

**Format:** Computer Image File

**Director/Author:** Not Applicable

**Producer/Publisher:** Not Stated

**Country of Origin:** Not Stated

**Language:** Not Applicable

**Applicant:** Commissioner of Police

**Distributor:** Not Applicable

<b>Classification:</b>	Objectionable.
------------------------	----------------

**Descriptive Note:** Not Applicable

**Display Conditions:** Not Applicable

**Date of entry in Register:** 27 September 2007

**Date of direction to issue a label:** Not Applicable

**OFLC No:** 702025

**Excisions:** Not Applicable

**Reasons for excisions:**

Not Applicable

**Summary of reasons  
for classification:**

The computer image file entitled 36 is classified as:  
Objectionable.

The publication is a computer image file that focuses on a pre-pubescent boy's nudity. The boy is posed in a sexually suggestive manner. For those with a sexual interest in children and inclined to see them as sexually arousing, the publication serves to legitimise and encourage that interest.

The Classification Office has considered the effects of the New Zealand Bill of Rights Act 1990 on the application of the classification criteria. The classification of this publication interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children for sexual purposes.